

PATENT  
Attorney Docket No.: ECD-004  
Application Serial No.: 10/023,424

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John J. Hart III, *et al.* Examiner: Dinh, Tan X.  
Serial No.: 10/023,424 Group Art Unit: 2653  
Filing Date: December 12, 2001  
Title: OPTICAL STORAGE MEDIUM HAVING DISTORTION REGIONS, AND A  
METHOD OF MODIFYING AN OPTICAL STORAGE MEDIUM TO  
INCLUDE DISTORTION REGIONS

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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12-6-05

Date

Vanessa Marakas

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Mail Stop 313(c)  
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P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION TO WITHDRAW APPLICATION FROM ISSUE UNDER 37 CFR §1.313(c)(2)

The applicants hereby petition to have the captioned application withdrawn from issue. Withdrawal from issue is requested to permit the filing of the enclosed Request for Continued Examination (RCE) under 37 CFR §1.114 with the enclosed Information Disclosure Statement (IDS).

A check in the amount of \$920.00 to cover the petition fee under 37 CFR §1.17(h) and the Request for Continued Examination (RCE) fee is enclosed.

12/12/2005 MBIZUNES 00000032 10023424  
02 FC:1464

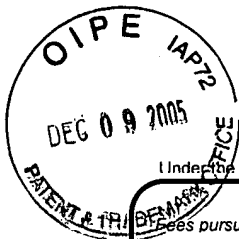
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Respectfully submitted,

MILLS & ONELLO LLP

Date: December 6, 2005  
Mills & Onello LLP  
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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

**Complete if Known**

Application Number 10/023,424

Filing Date December 12, 2001

First Named Inventor John J. Hart III

Examiner Name Tan X. Dinh

Art Unit 2653

Attorney Docket No. ECD-0004

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☐ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, **except for the filing fee**☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☐ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

**Small Entity**

Fee (\$)

Fee (\$)

Each independent claim over 3 (including Reissues)

50 25

Multiple dependent claims

200 100

360 180

**Total Claims** **Extra Claims** **Fee (\$)** **Fee Paid (\$)****Multiple Dependent Claims**

\_\_\_\_\_ - 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

**Fee (\$)** **Fee Paid (\$)**

HP = highest number of total claims paid for, if greater than 20.

**Indep. Claims** **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

\_\_\_\_\_ - 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____	_____ / 50 = _____	(round up to a whole number) x _____	_____	_____

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

**Fees Paid (\$)**

Other (e.g., late filing surcharge): Petition Fee under 37 CFR § 1.17(h)

130.00

**SUBMITTED BY**

Signature	<i>Anthony P. Onello</i>	Registration No. (Attorney/Agent) 38,572	Telephone (617) 994-4900
Name (Print/Type)	Anthony P. Onello, Jr.		Date <i>December 6, 2005</i>

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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